

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

No. 05CV10311-MLW

)  
CHARLES A. EVANGELISTA, )  
Plaintiff )  
)  
v. )  
) CERTIFICATION OF DEFENDANT  
SHANE MARCOTTE, JASON FANION, ) CITY OF WORCESTER  
DANIEL FALLON, III, JONATHAN )  
COTTER, JAMES JOHNSON, CARL )  
SUPERNOR and CITY OF WORCESTER)  
Defendants )  
)

Pursuant to LR 16.1(D)(3), Defendant City of Worcester  
hereby certifies that it and its counsel have conferred:

- a. with a view to establishing a budget for the costs  
of conducting the full course, and various  
alternative courses, of this litigation; and
- b. to consider the resolution of this litigation  
through the use of alternative dispute resolution  
programs such as those outlined in LR 16.4.

CITY OF WORCESTER

/s/ Michael V. O'Brien  
Michael V. O'Brien  
City Manager  
City of Worcester

SHANE MARCOTTE, JASON FANION,  
DANIEL FALLON, III, JONATHAN  
COTTER, JAMES JOHNSON, CARL  
SUPERNOR, and CITY OF WORCESTER

By their attorneys,

David M. Moore  
City Solicitor

/s/ Donald V. Rider, Jr. \_\_\_\_\_  
Donald V. Rider, Jr. (BBO#549777)  
Assistant City Solicitor  
City Hall, Room 301  
455 Main Street  
Worcester, MA 01608  
(508) 799-1161

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I have served upon Plaintiff the within Certification of Defendant City of Worcester, by mailing a copy of the same, first class mail, postage prepaid, to William T. Harrington, Esquire, Glynn, Landry, Harrington & Rice, 10 Forbes Road, Braintree, MA 02184-2605 this 7th day of September, 2005.

/s/ Donald V. Rider, Jr. \_\_\_\_\_  
Donald V. Rider, Jr.  
Assistant City Solicitor